

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

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CIVIL ACTION NO. 04-CV-10945-RGS

THE DISTRICT COURT
COMMONWEALTH OF MASS.

DAVID NAGER & ASSOCIATES, INC.,)
Plaintiff,)

v.

**UNIVERSAL AUTOMOTIVE, INC.,
Defendant.**

PLAINTIFF'S RULE 16.1(D)(3) CERTIFICATION

The undersigned hereby certify that they have conferred: (i) with a view to establishing a budget for the costs of conducting the full course, and various alternative courses, of the litigation; and (ii) to consider the resolution of the litigation through the use of alternative dispute resolution programs.

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Dated: October 14, 2004

David Nager
David Nager, President and CEO
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Dated: October 14, 2004